

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

TYESHA N. ISOM

v.

DEPARTMENT OF HOMELAND  
SECURITY, ET AL.

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CIVIL NO. 4:20-CV-948-SDJ

**MEMORANDUM ADOPTING THE REPORT AND  
RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the Report and Recommendation of the United States Magistrate Judge (“Report”), this matter having been referred to the Magistrate Judge pursuant to 28 U.S.C. § 636. On April 28, 2021, the Report of the Magistrate Judge, (Dkt. #5), was entered containing proposed findings of fact and recommendations that *pro se* Plaintiff Tyesha N. Isom’s (1) claims be dismissed without prejudice for lack of subject matter jurisdiction; and (2) Motion to Proceed *In Forma Pauperis*, (Dkt. #3), be denied. Having assessed the Report and considered Isom’s Objections, (Dkt. #6), the Court determines that the Magistrate Judge’s Report should be adopted.

A party who files timely written objections to a magistrate judge’s report and recommendation is entitled to a *de novo* review of those findings or recommendations to which the party specifically objects. 28 U.S.C. § 636(b)(1)(C); FED. R. CIV. P. 72(b)(2)–(3). Isom filed her Complaint on December 11, 2020, asserting unspecified claims against various government agencies. (Dkt. #3). On April 28, 2021, the Magistrate Judge *sua sponte* recommended Isom’s claims be dismissed without

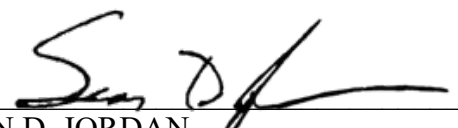
prejudice for lack of subject matter jurisdiction. (Dkt. #5). On May 2020, Isom filed Objections. (Dkt. #6). Isom does not assert any specific legal objections. Rather, her filing further demonstrates that dismissal for lack of subject matter jurisdiction is warranted. There is no plausible foundation for Isom's allegations. *See Carmichael v. United Techs. Corp.*, 835 F.2d 109, 114 (5th Cir. 1988). Without any discernable "federal question suitable for decision," Isom's case must be dismissed without prejudice. *See Vasaturo v. Peterka*, 203 F. Supp. 3d 42, 44 (D.D.C. 2016). Isom's Objections, (Dkt. #6), are overruled.

### CONCLUSION

It is therefore **ORDERED** that Plaintiff Tyesha N. Isom's claims are **DISMISSED without prejudice** for lack of subject matter jurisdiction.

It is further **ORDERED** that Plaintiff Tyesha N. Isom's Motion to Proceed *In Forma Pauperis*, (Dkt. #3), is **DENIED**.

**So ORDERED and SIGNED this 2nd day of June, 2021.**

  
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SEAN D. JORDAN  
UNITED STATES DISTRICT JUDGE